IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 64690-M of 2006

DATE OF DECISION : 05.12.2006

Nachhattar Singh

.... PETITIONER

Versus

State of Punjab

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. Kamaldip Singh Sidhu, Advocate,
for the petitioner.

Mr. N.S. Gill, AAG, Punjab.

Petitioner Nachhattar Singh, apprehending his arrest in a non-bailable offence in case FIR No. 264 dated 30.9.2006 under Sections 457/ 380/448/506/34 IPC registered at Police Station City Faridkot, has filed this petition under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail.

I have heard counsel for the parties and have gone through the contents of the FIR.

Counsel for the petitioner contends that the aforesaid case has been falsely registered on the complaint made by tenant of the petitioner. He further contends that actually, no theft took place and the complainant himself has vacated the premises after receiving the amount of Rs. 50,000/- and subsequently, he lodged the aforesaid false FIR.

Counsel for the petitioner further states that in terms of the interim order dated October 19, 2006, the petitioner has joined the investigation. The State counsel, after having instructions from Ram Sarup ASI does not dispute this fact and further submits that the petitioner is no more required for further investigation.

In view of the above, without commenting on the merits, the interim bail, granted vide order dated October 19, 2006, is made absolute subject to the same terms and conditions.

Disposed of accordingly.

December 05, 2006 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**